



DEPARTMENT OF EDUCATION

34 CFR Part 300

Docket ID ED-2020-OSERS-0191

Proposed guidance; Questions and Answers on Serving Children with Disabilities Placed by Their Parents in Private Schools

AGENCY: Office of Special Education and Rehabilitative Services, Department of Education.

ACTION: Notice of proposed guidance.

SUMMARY: The U.S. Department of Education (Department) seeks public comment on proposed guidance that addresses State and local responsibilities under Part B of the Individuals with Disabilities Education Act (IDEA) for providing equitable services to parentally placed private school children with disabilities. The proposed guidance updates and supersedes the Department's guidance titled Questions and Answers on Serving Children with Disabilities Placed by Their Parents in Private Schools issued in April 2011.

DATES: We must receive your comments on or before [INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Submit your comments through the Federal eRulemaking Portal. We will not accept comments submitted by mail, fax, or by email or those submitted after the comment period. To ensure that we do not receive duplicate copies, please submit your comments only once. In addition, please include the Docket ID at the top of your comments.

- Federal eRulemaking Portal: Go to [www.regulations.gov](https://www.regulations.gov) to submit your comments electronically. Information on using Regulations.gov, including instructions

for accessing agency documents, submitting comments, and viewing the docket, is available on the site under “Help.”

Privacy Note: The Department’s policy is to make all comments received from members of the public available for public viewing in their entirety on the Federal eRulemaking Portal at [www.regulations.gov](http://www.regulations.gov). Therefore, commenters should be careful to include in their comments only information that they wish to make publicly available.

FOR FURTHER INFORMATION CONTACT: Rebecca Walawender, U.S. Department of Education, 400 Maryland Avenue, SW, room 5145, Washington, DC 20202-5076.

Telephone: (202) 245-7399. Email: [Rebecca.Walawender@ed.gov](mailto:Rebecca.Walawender@ed.gov).

#### SUPPLEMENTARY INFORMATION:

Invitation to Comment: We invite you to submit comments on the proposed guidance. See ADDRESSES for instructions on how to submit comments.

Assistance to Individuals with Disabilities in Reviewing the Record: On request, we will provide an appropriate accommodation or auxiliary aid to an individual with a disability who needs assistance to review the comments or other documents in the public record for the proposed guidance. If you want to schedule an appointment for this type of aid, please contact the person listed under FOR FURTHER INFORMATION CONTACT.

Background: The Department describes the background for the proposed guidance, and our reasons for proposing the guidance, in the proposed guidance document. The proposed guidance is available at <https://sites.ed.gov/idea/idea-files/q-and-a-children-with-disabilities-private-schools-parentally-placed/>. The proposed guidance is a “significant guidance document” under Executive Order 13891.

Accessible Format: On request to the contact person listed under FOR FURTHER INFORMATION CONTACT, individuals with disabilities can obtain this document in an accessible format. The Department will provide the requestor with an accessible

format that may include Rich Text Format (RTF) or text format (txt), a thumb drive, an MP3 file, braille, large print, audiotape, or compact disc, or other accessible format.

Electronic Access to This Document: The official version of this document is the document published in the *Federal Register*. You may access the official edition of the *Federal Register* and the Code of Federal Regulations at [www.govinfo.gov](http://www.govinfo.gov). At this site you can view this document, as well as all other documents of this Department published in the *Federal Register*, in text or portable document format (PDF). To use PDF you must have Adobe Acrobat Reader, which is available free at the site.

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Mark Schultz,  
Commissioner,  
*Rehabilitative Services Administration.*  
*Delegated the authority to perform*  
*the functions and duties of the Assistant Secretary*  
*for the Office of Special Education and*  
*Rehabilitative Services.*